

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT BLUEFIELD

JAMES E. GRAHAM II; DENNIS ADKINS;
ROGER WRISTON; and DAVID B. POLK;
on behalf of themselves and
others similarly situated; and
UNITED MINE WORKERS OF AMERICA
INTERNATIONAL UNION,

Plaintiffs,

v.

CIVIL ACTION NO. 1:19-00597

JUSTICE ENERGY CO. INC.;
KEYSTONE SERVICE INDUSTRIES, INC.;
BLUESTONE COAL CORPORATION;
DOUBLE-BONUS COAL CO.; and
SOUTHERN COAL CORPORATION,

Defendants.

ORDER

With the court's approval, the parties have been attempting to resolve this matter for more than six months. The motion to dismiss filed by defendants (ECF No. 4) is **DENIED** without prejudice. Defendants may refile this motion if all matters in controversy are not resolved.

The Clerk is directed to send a copy of this Order to counsel of record.

IT IS SO ORDERED this 29th day of September, 2020.

ENTER:



David A. Faber
Senior United States District Judge